

AMENDED

Serial No. 50918

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAY 11 1987

Returned to applicant for correction JUN 22 1987

Corrected application filed AUG 19 1987 Map filed AUG 19 1987 under 50917 (Proposed); Existing under 2925

The applicant Robert G. and Myrtle Albrecht
3789 Fairway Drive of Shingle Springs
Street and No. or P.O. Box No. City or Town

California 95682 hereby make application for permission to change the
State and Zip Code No.

Point of Diversion and Place of Use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 2925 Certificate 575
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.)

1. The source of water is Star Canyon Creek (via Gallio Ditch)
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed .4905 c.f.s.
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 10, T.30N.,
Describe as being within a 40-acre subdivision of public survey and by course and
R.35E., M.D.B. & M. or at a point from which the NW corner of said Section 10
distance to a section corner. If on unsurveyed land, it should be stated.
bears West 150'.
6. The existing permitted point of diversion is located within the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 27, T.31N.,
If point of diversion is not changed, do not answer.
R.35E., M.D.B. & M. (See map and permit under Permit 2925).
7. Proposed place of use All of Section 6; S $\frac{1}{2}$ of Section 5; S $\frac{1}{2}$ of Section 4; N $\frac{1}{2}$ of
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
Section 10; N $\frac{1}{2}$ and E $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 9; all within T.30N., R.35E., M.D.B. & M.
not to exceed 49.05 acres.
8. Existing place of use See Exhibit "A"
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from April 1st to August 1st of each year.
Month and Day Month and Day
10. Use was permitted from April 1st to August 1st of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) pipelines and ditches
State manner in which water is to be diverted, i.e. diversion structure, ditches,
pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$50,000 more or less
13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use. 4 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is made as a part of several applications to co-mingle the waters from several sources for a more efficient irrigation system. The map filed under Permit 2925 shows the existing point of diversion and place of use.

The map filed hereunder shows the proposed place of use and proposed point of diversion.

By Robert N. Caldwell, SWRS #468 as agent
By s/Robert N. Caldwell
146 West Second Street
Winnemucca, Nevada 89445

Compared. jjk/Pm

Protested.

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby deny the same, subject to the following limitations and conditions:

This Application is herewith denied on the grounds that the Nevada Supreme Court has declared the basis for the change not to be a valid appropriation.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before.

Proof of completion of work shall be filed before.

Application of water to beneficial use shall be made on or before.

Proof of the application of water to beneficial use shall be filed on or before.

Map in support of proof of beneficial use shall be filed on or before.

Completion of work filed. IN TESTIMONY WHEREOF, I, PETER G. MORROS,

Proof of beneficial use filed. State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 27th day of May,

Cultural map filed.

Certificate No. Issued.

A.D. 19 88

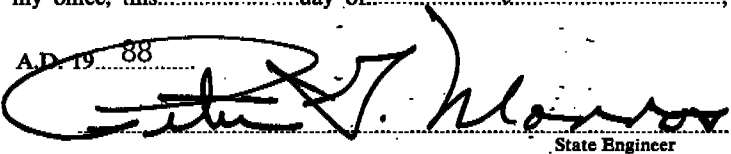

State Engineer

Exhibit "A"

Existing place of use:

10.35 acres cultivated in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10, T.30N., R.35E., M.D.B.&M.
8.87 acres brush & grass in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10, T.30N., R.35E., M.D.B.&M.
8.45 acres brush & grass in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10, T.30N., R.35E., M.D.B.&M.
7.48 acres cultivated in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10, T.30N., R.35E., M.D.B.&M.
2.00 acres cultivated in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10, T.30N., R.35E., M.D.B.&M.
0.10 acres brush & grass in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 10, T.30N., R.35E., M.D.B.&M.
0.65 acres brush & grass in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 10, T.30N., R.35E., M.D.B.&M.
2.05 acres cultivated in the NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 10, T.30N., R.35E., M.D.B.&M.
7.95 acres cultivated in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 10, T.30N., R.35E., M.D.B.&M.
1.15 acres brush & grass in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 10, T.30N., R.35E., M.D.B.&M.

Total Acres = 49.05 acres

